2123 #3 BT 10-22-02

01807.001774

## PATENT APPLICATION



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:					G 2	
H. RUELLAN, et al.		)	Examiner: Not Yet  Group Art Unit: No	J	唱	
Application No.: 10/045,073		)	)			
Filed:	January 15, 2002	j			10	
For:	METHOD AND DEVICE FOR PARTITIONING A COMPUTER PROGRAM	; ; )	October 15, 2002	RECEIVED OCT 1 7 2002		
Commission or for Datanta				Technology Center 2100		

Commissioner for Patents Washington, D.C. 20231

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed below and on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

- (1) U.S. Patent No. 5,724,556
- (2) U.S. Patent No. 5,915,113

Document (1) is discussed in the subject application commencing at page 1, line 31, and is believed to be pertinent for the reasons noted therein.

The Examiner's attention is also directed to the following U.S. Application, which has been commonly assigned with the subject application:

APPLICATION NO.	FILING DATE	<b>GROUP ART UNIT</b>	
09/503,896	02/15/2000	2122	

In accordance with 37 C.F.R. § 1.98(a)(2)(iii), a copy of the specification, claims and drawings for the above-identified Application is enclosed. It is believed that a Japanese priority application for the above-identified U.S. Application has been published, making the Japanese application potentially available as prior art under § 102(a).

Inasmuch as this application has not yet received a first Office Action on the merits, it is believed that this Information Disclosure Statement is timely. See 37 C.F.R. § 1.97(b)(3). Accordingly, the Examiner is urged to study this information in its entirety and to form an independent determination of the materiality of the information to the claimed invention.

Additionally, the Examiner is requested to indicate that this information has been considered by initialing the appropriate portion of Form PTO-1449.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Registration No. 39,000

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3801 Facsimile: (212) 218-2200

FÖRM PTO 1449 (modified)  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)				ATTY DOCKET NO. 01807.001774 APPLICATION NO. 10/045,073			73	
				APPLICANT  H. RUELLAN, t al.				
				FILING DATE  January 15, 2002	,	GROUP N.Y.A.		
				U.S. PATENT DOCUMENTS				
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
DILES	39	5,724,556	03/03/1998	SOUDER, et al.	395	500		
OCT 1 6 2002		5,915,113	06/22/1999	MCDONALD, et al.	395	702		
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		FOREIGN PATENT DOCUMENTS						
	DOCUMENT DATE NUMBER		COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT		
		****					,	
	<del></del>		OTHER DOCUMENT(	S) (Including Author, Title, Date, Pertinent Pages, E	tc.)		<u> </u>	
EYAMINER	<u> </u>	<u> </u>	,	DATE CONSIDERED				

Sheet\_1\_ of \_1\_

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.